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#3
Docket No.: NHL-HOL-55
Serial No.: 09/942,254

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

EXAMINER: (NOT YET RECEIVED)
ART UNIT: 3721
SERIAL NO.: 09/942,254
FILING DATE: August 29, 2001
INVENTOR: Ulrich WIEDEMANN
TITLE: BOTTLING PLANT AND METHOD OF OPERATING A
BOTTLING PLANT AND A BOTTLING PLANT WITH
SECTIONS FOR STABILIZING THE BOTTLED PRODUCT

Greensburg, Pennsylvania 15601

Assistant Commissioner for Patents
Washington, D.C. 20231

December 3, 2001

BOX MISSING PARTS

TRANSMITTAL LETTER

Sir:

Please find enclosed herewith the following documents relating to the above-cited case:

- 1) a Response to Notice to File Missing Parts of Nonprovisional Application;
- 2) a copy of the Notice to File Missing Parts of Nonprovisional Application;
- 3) an executed Supplemental Declaration and Power of Attorney document;
- 4) a check for \$870.00 representing \$740.00 for the increased basic filing fee and \$130.00 for the large entity surcharge fee;
- 5) a certified copy of Federal Republic of Germany Patent Application No. 100 42 528.3;
- 6) 33 sheets of substitute drawings;
- 7) a Preliminary Amendment having 4 pages;
- 8) an Authorization to Withdraw from Deposit Account and a duplicate copy thereof; and
- 9) a stamped, self-addressed postcard, return of which is requested to acknowledge receipt of the enclosed documents.

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TRANSMITTAL LETTER

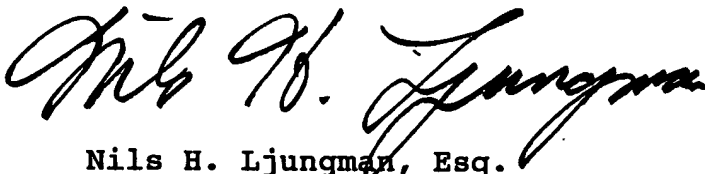
Page 2

Since the actual due date for this Response to Notice to File Missing Parts of Nonprovisional Application fell on Saturday, December 1, 2001, it is submitted that the filing of this Response to Notice to File Missing Parts of Nonprovisional Application, today, Monday, December 3, 2001, is timely in accordance with MPEP §710.05.

It is believed that no further fee is required to file the enclosed document.

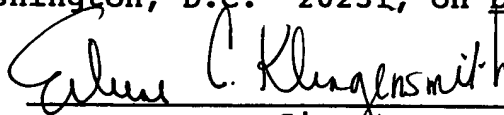
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on December 3, 2001.

Respectfully submitted,



Nils H. Ljungman, Esq.
Attorney for the Applicant
Reg. No. 25,997
Nils H. Ljungman & Associates
P.O. Box 130
Greensburg, PA 15601-0130
Telephone: (724) 836-2305
Facsimile: (724) 836-2313

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on December 3, 2001.



Signature

Eileene C. Klingensmith
Name of person mailing paper or fee

December 3, 2001

Date

NHL:slm/vwt

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Greensburg, Pennsylvania 15601

Assistant Commissioner for Patents
Washington, D.C. 20231

December 3, 2001

BOX MISSING PARTS

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION

Sir:

The Notice to File Missing Parts of Nonprovisional Application, mailed on October 1, 2001, a copy of which is enclosed herewith, requires that an increased basic filing fee of \$740.00, a large entity surcharge fee of \$130.00, additional claim fees of \$84.00, and a Declaration signed by the inventors be submitted by December 1, 2001, which is two months from the mailing date of the Notice to File Missing Parts of Nonprovisional Application, relating to the above-cited patent application. The Notice to file Missing Parts of Nonprovisional Application also required substitute drawings which comply with 37 C.F.R. §1.84. Therefore, also enclosed are 33 sheets of substitute drawings.

Please note that independent Claim 9 has been canceled in the Preliminary Amendment submitted herewith, thereby reducing the number of independent claims to three. It is therefore respectfully submitted that the extra claims fee of \$84.00 is no longer required.

Since the actual due date for this Response to Notice to File Missing Parts of Nonprovisional Application fell on Saturday, December 1, 2001, it is submitted that the filing of this Response to Notice to File Missing Parts of Nonprovisional Application, today, Monday, December 3, 2001, is timely in

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Docket No.: NHL-HOL-55
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accordance with MPEP §710.05.

This case was filed without a Declaration because an application with a Declaration attached thereto was not received by the Attorney of Record by the Convention Date. Therefore, in order to comply with the filing requirements, a Declaration citing the above-identified application by its serial number and filing date is enclosed herewith. Priority was claimed under 35 U.S.C. §119 at the time of filing of the above-cited application.

The undersigned attorney of record hereby states that the invention recited in the Declaration enclosed herewith is identical to the invention captioned above.

As requested by the Notice to File Missing Parts of Nonprovisional Application, all required documents are enclosed herewith

If mailed, I, the person signing this certification below, hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date indicated in the certification of mailing on the transmittal letter sent herewith, or if facsimile transmitted, I, the person signing this certification below, hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated in the certification of facsimile transmission on the transmittal letter which is being facsimile transmitted herewith.

Respectfully submitted,



Nils H. Ljungman, Esq.
Attorney for the Applicant
Reg. No. 25,997
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Greensburg, Pennsylvania 15601

Assistant Commissioner for Patents
Washington, D.C. 20231

December 3, 2001

BOX MISSING PARTS

AUTHORIZATION TO WITHDRAW FROM DEPOSIT ACCOUNT

Sir:

If a fee is required to avoid abandonment, the Commissioner is hereby authorized to charge any fee, or credit any overpayment, to Deposit Account No. 12-1758. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Nils H. Ljungman, Esq.
Attorney for the Applicant
Reg. No. 25,997
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P.O. Box 130
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Telephone: (724) 836-2305
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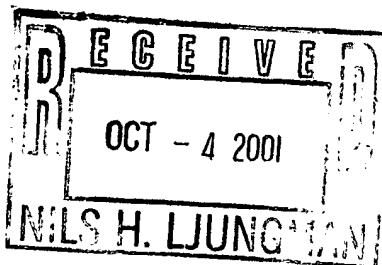


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/942,254	08/29/2001	Ulrich Wiedemann	NHL-HOL-55 (HOL-43-CIP-US)

NILS H. LJUNGMAN
NILS H. LJUNGMAN & ASSOCIATES
P.O. BOX 130
GREENSBURG, PA 15601-0130



CONFIRMATION NO. 6208

FORMALITIES LETTER



OC000000006822294

Date Mailed: 10/01/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/12/2001 BABRAHA1 00000100 121758 09942254

09/942,254
09/942,254
09/942,254

84.00 CH

740.00 OP
130.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$80.
 - \$80 for 1 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 920.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - Numbers, letters, and reference characters must measure at least 0.32 cm (1/8 inch) in height.

Adjustment date: 05/31/2002 EEKUPAY1
12/12/2001 BABRAHA1 00000100 121758 09942254
03/FC:102 84.00 CR

A copy of this notice **MUST** be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE